IN THE HIGH COURT OF UTTARANCHAL AT NAINITAL

Writ Petition No. 1009 of 2005 (MB)

Rao Irshad Khan (Ex Block Pramukh Roorkee)
S/o Sri Hameed Khan,
R/o Village Badheri Rajputan,
District Haridwar …Petitioner

Versus

1. State of Uttaranchal,
through Principal Secretary and Commissioner,
Panchayat Raj, Dehradun.

2. Secretary,
Panchayat Raj (Civil),
Secretariat, Dehradun.

3. District Magistrate,
Haridwar.

4. State Election Commissioner,
Uttaranchal (Panchayat). …Respondents.

…….

Mr. L.P. Naithani, Senior Advocate for the petitioner.
Mr. Subhash Upadhyaya, Standing Counsel for Respondents 1 to 3.
None for the fourth respondent.

JUDGMENT

Coram: Hon. Rajeev Gupta, C.J.
Hon. M.M. Ghildiyal, J.

Rajeev Gupta, C.J. (Oral)

Mr. L.P. Naithani, Senior Advocate for the petitioner.

Mr. Subhash Upadhyaya, Standing Counsel for Respondents 1 to 3.

None for the fourth respondent-State Election Commissioner, Uttaranchal.

2. During the pendency of the petition, the elections for Gram Panchayat were held and the results thereof have already been declared.

The petitioner now can avail statutory remedy against the elections before an appropriate forum.

3. With the above observation, the writ petition is disposed of.

(M.M. Ghildiyal, J) **(Rajeev Gupta, C.J.)**

24.02.2006
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